IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 21ST NOVEMBER 2007 / 30TH KARTHIKA 1929

Bail Appl..No. 7154 of 2007()

CMP.9162/2007 of J.M.F.C.-III, PUNALUR
CRIME NO.533/07 OF PUNALUR POLICE STATION
.....

PETITIONER/ACCUSED

RAJAN, S/O. DAMODHARAN, AGED 40 YEARS,
VALLATHU RAJESH BHAVAN, MATHRA MURI,
KARAVALOOR VILLAGE, KOLLAM DISTRICT.

BY ADV. SRI. K.SIJU
SRI.B.SUGATHAN

RESPONDENT: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
S.I. OF POLICE, PUNALUR POLICE STATION, THROUGH
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.S.U.NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 21/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 7154 of 2007

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Dated this the 21st day of November, 2007

O R D E R

Second application for regular bail. The petitioner faces allegations under Sections 376 I.P.C. The application for regular bail filed by the petitioner earlier was dismissed as per order dt.31.10.2007 in B.A.No. 6463 of 2007. Facts have been adverted to in detail in that order. This order must be read in continuation of that order. I am not hence adverting to facts in any greater detail in this order.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer and I am satisfied that the petitioner, who has remained in custody from 7.10.2007, can now be enlarged on bail, subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

© The petitioner shall not enter the Sessions Division of Kollam until further orders, without the prior permission of the learned Magistrate, except for the purpose of complying with condition (b) above. The address of his place of residence outside the Sessions Division, Kollam, shall be furnished to the Investigating Officer within seven days of the date of his release.

(R. BASANT)
Judge

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